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<ul> <li>If the entry in column 1 is less than the entry in column 2, write "0" in column 3.</li> <li>If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".</li> <li>If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".</li> <li>The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.</li> </ul>											

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This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

Attorney Matter No.: 469201-00109 Attorney Docket No.: RE-70631/DJB/DJM

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Group Art Unit: 1616

EMERSON, et al.

Examiner: Levy, N.

Serial No.: 08/977,644

Docket No.: RE-70631

Filed: November 24, 1997

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Alexandria, VA 22313-1450 on Septemb

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#### RESPONSE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This paper is in response to the Interview of September 2, 2005. The Commissioner is hereby authorized to charge any fees, including extension of time fees or other relief as may be required, or credit any overpayment to Deposit Account No. 502319 (Order No. 469201-00109).

The corrected "Amendments to the claims" (numbers 1, 5, 7 and 13) section of Applicant's Amendment filed August 11, 2005 is resubmitted beginning on page 2 of this paper.

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Patent Serial No. 08/977,644 Attorney Ref. No. 469201-00109 Attorney Docket No. RE-70631

#### REMARKS

In the telephone interview of September 2, 2005, the examiner required that the amendments be placed in the required format for reissue applications. Applicant has complied with the examiner's requirement.

Applicants respectfully assert the amendment places the claims in condition for allowance or in better form for appeal. The amendment does not introduce new matter, nor does it require a new search, applicant respectfully requests the Examiner to enter the amendment.

#### CONCLUSION

Applicant respectfully submits that the above amendments and arguments fully resolve each of the Examiner's rejections. Allowance is therefore requested. If the Examiner feels there are additional outstanding issues, the Examiner is invited to call the undersigned attorney at (415) 781-1989.

Respectfully submitted,

DORSEY & WHITNEY LLP

Diane J. Mason, Reg. No. 43,777 Filed under 37 CFR §1.34(a)

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